



Douglas A. Ducey,
Governor

Arizona State Board of Podiatry Examiners

“Protecting the Public’s Health”

1740 West Adams St., Suite 3004
Phoenix, Arizona 85007
P: (602)542-8151
W: www.podiatry.az.gov

OPEN SESSION MINUTES

September 12, 2018

Members of the Arizona State Board of Podiatry Examiners (“Board”) held a meeting at 8:34 a.m. on Wednesday, September 12, 2018 at the Board’s office in Board Room C, 1740 West Adams St., Phoenix, Arizona 85007. No executive session was held.

BOARD MEMBERS:

- Barbara Campbell, DPM..... Board President and Practitioner Member
- John Rhodes Secretary and Public Member
- Barry Kaplan, DPM. Practitioner Member
- ✕ Joseph Leonetti, DPM.....Practitioner Member
- Vacancy..... Public Member
- ✕ Absent

STAFF AND ASSISTANT ATTORNEY GENERAL PRESENT:

- Kristina C. Gomez Executive Director
- Frankie Shinn-Eckberg, Esq..... Assistant Attorney General

GUEST(S) PRESENT AND/OR PARTICIPATING

- Dedrie Polakof, DPM..... Board’s Investigator
- Jerome A. Cohn, DPM..... Board’s Investigator
- Michael Dershowitz, DPM..... Respondent
- Kimberly Kent, RN, Esq..... Respondent’s Attorney
- Brenna J. Gingrich, Esq. Respondent’s Attorney
- Loren Wessel, DPM..... Respondent
- Bruce D. Crawford, Esq..... Respondent’s Attorney
- ☎ Complainant..... Investigative Case 18-24-C

OPEN SESSION

The meeting was called to order at 8:34 a.m. by Dr. Barbara Campbell. The following order of business was then considered:

DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

No new conflicts were declared.

ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Investigation File(s)

18-24-C; Knochel, John, DPM

Dr. Knochel was not present, and the complainant participated by phone. Dr. Dedrie Polakof was present to provide a summary of her investigative report. Dr. Polakof responded to the Board’s questions. The complainant summarized the care and responded to the Board’s questions.

After discussion, a motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes, and passed 3 – 0 – 1 to dismiss the case due to no violation of Board statutes or rules.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

18-21-C; Dershowitz, Michael, DPM

Dr. Dershowitz was present, along with his legal counsel Ms. Kimberly Kent, and Ms. Brenna Gingrich. Dr. Jerome Cohn was present to provide a summary of his investigative report. The complainant was not present. Dr. Cohn responded to the Board’s questions regarding the matter.

After discussion, a motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed 3 – 0 – 1 to dismiss the case due to no violations of Board Statutes and Rules.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

17-20-C; Brown, Jon, DPM

Dr. Brown was not present, and the complainant was not present. The Board made two attempts to reach the complainant by phone at the request of the complainant. The complainant did not answer the phone. Dr. Jerome Cohn was present to provide a summary of his investigative report. Dr. Cohn answered the Board’s questions regarding the matter.

After discussion, a motion was made by Mr. John Rhodes, seconded by Dr. Barry Kaplan and passed 3 – 0 – 1 to dismiss the case due to no violations of Board Statutes and Rules.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					

Abstained					
Absent		X			

Request to Modify Terms of Consent Agreement

Dr. Wessel was present, along with his legal counsel Mr. Bruce Crawford. Mr. Crawford summarized Dr. Wessel’s scope of the consent agreement and ordered from October 12, 2017. Dr. Wessel is requesting a modification to the consent agreement and order to allow him to work as either a Medical Assistant or Surgical Technician. Dr. Wessel and Mr. Crawford responded to the Board’s questions regarding the matter.

A motion was made by Mr. John Rhodes and seconded by Dr. Barbara Campbell to file an addendum to the exiting consent agreement in 17-07-B for the suspension order, authorizing Dr. Wessel to work as a Surgical Technician or as a Medical Assistant in a non-podiatric practice for the physician license pursuant to the chapters of an MD or DO so long as he is in compliance with their statutes and rules along with a quarterly report from the employer to the Board. The motion passed 3 – 0 – 1 by the following roll call vote:

- Dr. Barbara Campbell – Aye
- Dr. Barry Kaplan – Aye
- Mr. John Rhodes – Aye

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

The Board took a break from 9:44 a.m. to 9:59 a.m.

REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Discussion and approval of the Open Session Minutes from the August 8, 2018 board meeting

A motion was made by Dr. Barry Kaplan, seconded by Dr. Barbara Campbell and passed 3 – 0 – 1 to approve the Open Session Minutes from the August 8, 2018, board meeting as written.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

CONSENT AGENDA

Issuance of Licenses – A.R.S. § 32-826

The Board discussed going into executive session to seek legal advice regarding issuance of licenses.

EXECUTIVE SESSION

A motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed unanimously to go into executive session at 10:02 a.m. to seek legal advice pursuant to A.R.S. § 38-431.03(A)(2) regarding issuance of licenses.

After executive session, the Board reconvened in open session at 10:13 a.m.

OPEN SESSION

CONSENT AGENDA

Issuance of Licenses – A.R.S. § 32-826

After a review of the application, a motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed 3 – 0 – 1 to table Dr. William Barrett’s application until the Board receives a receipt or letter that Dr. Barrett has been practicing for 5 of the last 7 years and proof of residency training with an accredit program through APMA / CPME.

1. Barrett, William, DPM

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

After a review of the application, a motion was made by Dr. Barbara Campbell, seconded by Dr. Barry Kaplan and passed 3 – 0 – 1 to deny the application and request that Dr. Lu submit a new application.

4. Lu, Adam, DPM

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

After a review of the applications, a motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed 3 – 0 – 1 to issue licenses to the following applicants to practice podiatry, to be issued on the condition that the ruired licene issuance fee shall be paid within 12 months from the date of Board approval:

2. Carranza, Leobardo, DPM

- 3. Linde, Laura, DPM
- 5. Sheena, Christopher, DPM

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

Application(s) for Registration to Dispense Drugs/Devices – A.A.C. R4-25-602

After review of the applications, a motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed 3 – 0 – 1 to grant the applicants a registration to dispense drugs/devices contingent upon receipt of a copy of the applicants’ DEA certificate.

- 1. Jones, Drew, DPM
- 2. Juels, Christopher, DPM
- 3. Randolph, Jessica, DPM
- 4. So, Eric, DPM

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

Quarterly Update

O’Brien Kevin, DPM

The Board reviewed the request from Dr. O’Brien to attend the continuing medical education course that he submitted for CPEP Medical Record Keeping Seminar on September 21, 2018 for 10 CME hours.

After a discussion, a motion was made by Dr. Barry Kaplan, seconded by Mr. John Rhodes and passed 3 – 0 – 1 to grant and approve of Dr. O’Brien’s request to attend the seminar.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

Peterson, Kent, DPM

The Board asked questions regarding the chart audit review. A new investigator has been assigned to the matter in order to complete the audit. A preliminary report will be provided to the Board.

A motion was made by Dr. Barbara Campbell, seconded by Mr. John Rhodes and passed 3 – 0 – 1 to approve of the following doctors’ renewal applications and dispensing registrations, if applicable:

- | | |
|---------------------------|--------------------------|
| 1. Couch, Heather, DPM | 4. Warheit, Michael, DPM |
| 2. Jeppessen, Nathan, DPM | 5. West, Holly, DPM |
| 3. Shumway, Kendall, DPM | 6. Farkas, Michael, DPM |

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			

EXECUTIVE DIRECTOR’S REPORT

The Board reviewed the budget, agency operations, and complaint log with Executive Director Gomez. The 2018 renewal cycle, currently the Board, through its staff, has processed: 428 out of 439 renewal applications from the 2017 renewal cycle. A brief summary of the complaint log was presented.

SUMMARY OF CURRENT EVENTS

None were discussed.

CALL TO THE PUBLIC

No one was present from the public.

DISCUSSION AND POSSIBLE ACTION ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

The Board received an anonymous compliant, and assigned the matter to Dr. Jerome Cohn for an initial review to determine if the claim is substantiated.

NEXT BOARD MEETING DATE

Wednesday, October 10, 2018 at 8:30 a.m.

ADJOURNMENT

A motion was made by Dr. Barbara Campbell, seconded by Mr. John Rhodes, and passed unanimously to adjourn at 10:50 a.m.

	Dr. Campbell	Dr. Leonetti	Dr. Kaplan	Mr. Rhodes	VACANCY
Yay	X		X	X	
Nay					
Recused					
Abstained					
Absent		X			